



26548

PATENT APPLICATION
DOCKET NO.: 34645-00446USPT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Johansson et al.

Serial No.: 09/391, ~~68~~ 768

Filed: September 8, 1999

For: SPEECH CODING WITH COMFORT NOISE VARIABILITY FEATURE FOR
INCREASED FIDELITY

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Art Unit: 2654

Examiner: A. Armstrong Technology Center 2600

RECEIVED

JUN 27 2002

Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202

CERTIFICATE OF MAILING

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service as first class mail on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202

Date: June 13, 2002

Signature *Marcy Overstreet*
Marcy Overstreet

AMENDMENT TRANSMITTAL LETTER

Dear Sir:

This is a response to the Office Action dated February 13, 2002 in the above-identified application and includes the transmitted herewith attachments of the same date and subject which are incorporated hereunto by reference. The signature below is to be treated as the signature to the attachments in absence of a signature thereto.

Transmitted herewith in the above-identified application are:

- 1) Response to the Office Action dated February 13, 2002;
- 2) Clean Set of Pending Claims after Response to the Office Action dated 2/13/02;
- 3) Check in the amount of \$110.00 for One (1) Month Extension of Time; and
- 4) Postcard Acknowledgment.

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☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

☐ A verified statement claiming small entity status under 37 CFR 1.9 and 1.27 is enclosed.

☐ No additional fee is required.

☒ The Fee for entering the attached Amendment is calculated below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST # PREVIOUSLY PAID FOR	=	PRESENT EXTRA		SMALL ENTITY RATE	=	OR		LARGE ENTITY RATE	=	
TOTAL CLAIMS	26	-	31 (at least 20)	=	-0- (at least 0)	x9		=	OR	x18		=	\$ -0-
INDEP. CLAIMS	2	-	3 (at least 3)	=	-0- (at least 0)	x4		=	OR	x84		=	\$ -0-
FIRST PRESENTATION OF <u>PROPER</u> MULTIPLE DEPENDENT CLAIMS (leave blank if this is a <u>reissue</u> appln)						+135		=	OR	+270		=	\$

FEE FOR CLAIM AMENDMENTS \$ -0-

☐ IDS ATTACHED REQUIRES OFFICIAL FEE - ADD \$210 (RULE 1.97(c)) OR \$130 (RULE 1.97(d) PETITION) \$

☐ Assignment Recordation Fee (\$40) \$

☐ IF TERMINAL DISCLAIMER attached add Rule 20(d) Official Fee \$55 (Small Entity) \$110 (Large Entity) \$

☒ Petition is hereby made under 37 CFR 1.136(a) to extend the original due date to cover the date this response is filed for which the requisite fee is attached:

	Small Entity	Large Entity
One Month	\$ 55	<u>X</u> \$110
Two Months	\$200	\$400
Three Months	\$460	\$920
Four Months	\$720	\$1440
ADDITIONAL FEE FOR EXTENDED RESPONSE		\$110.00

Applicant has not been notified that the requested extension will not be permitted. The present application is not involved in an interference declared pursuant to 37 CFR 1.611.

TOTAL FEES \$ -0-

☒ A check in the amount of \$110.00 to cover the TOTAL FEE is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0447.

☐ Please charge my Deposit Account No. 10-0447 in the amount of \$ to cover the TOTAL FEE. This sheet is attached in duplicate.

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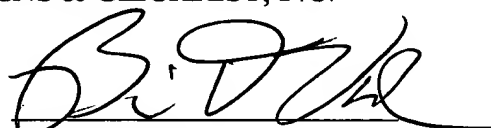
CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and may be required under 37 CFR 1.16-1.18 (missing or insufficiencies only) now or hereafter relative to this application and for the resulting Official Document under 37 CFR 1.20, OR credit any overpayment to our Deposit Account No. 10-0447, for which purpose a duplicate copy of this sheet is attached.

This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Respectfully submitted,

JENKENS & GILCHRIST, P.C.

By:



Brian D. Walker

Registration No. 37,751

Date: June 13 2002

JENKENS & GILCHRIST, P.C.
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Suite 3200
Dallas, Texas 75202
Tel: 214/855-4706
Fax: 214/855-4300



#4/A
9/7
6/28/02

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Signature Marcy Overstreet

Dear Sir:

AMENDMENT

Responsive to the Office Action dated February 13, 2002, kindly amend the above
identified application for patent as follows.

In the Claims

Please delete Claims 9-10, 20, 23 and 30 without prejudice.

Please amend the claims as follows:

06/21/2002 NMOHAMM1 00000084 09391678

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